

**REGULAR MEETING OF CITY COUNCIL
JULY 3, 2007**

1:30 P.M.

PRESENT:	Jeff Brain Garrett Spradling Charles Gillingham Leon DeWeese Marvin Dickson	Mayor Council Member Council Member Council Member Council Member
STAFF:	Eddie Edwards Jimmy Adams Henry Veach Glynn Carlock Larry Mullenix Gayland Darnell	Assistant City Manager Police Chief Director of Public Works Director of Finance Director of Planning & Zoning Fire Chief
VISITORS:	Judy Mihm Terry Gifford John Ray Sally Cutler Melinda Cutler Aileen Jackson Bob Calaghan Scott Honeyfield Dan Redd	 BISD Parkhill, Smith & Cooper BEDC
NEWS MEDIA:	Michelle Berry	Borger News Herald

MINUTES APPROVED: Following review of the minutes of the Regular Meeting of June 19, 2007, motion was made by Council Member Gillingham, seconded by Council Member DeWeese, to approve the minutes as written. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

PAYMENT OF EXPENDITURES APPROVED: Following review, motion was made by Council Member DeWeese, seconded by Council Member Spradling, to approve payment of the expenditures for the last half of June as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

PUBLIC HEARING CONDUCTED / ORDINANCE O-004-07 APPROVED: Mayor Brain opened a public hearing to allow for citizen comments on proposed Ordinance O-004-07 concerning Curfew for Minors and asked if anyone wished to comment. There being no comments, the Mayor closed the public hearing. Motion was made by Council Member Spradling, seconded by Council Member Dickson, to approve Ordinance No. O-004-07 on final reading. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

The captioned ordinance reads as follows:

AN ORDINANCE AMENDING CHAPTER 8, OFFENSES AND NUISANCES, OF THE CODE OF ORDINANCES OF THE CITY OF BORGER, TEXAS RE-ENACTING THE CURFEW ORDINANCE; AS IS MORE FULLY SET OUT HEREIN; PROVIDING FOR PENALTIES AND AN EFFECTIVE DATE; AND PROVIDING THAT ALL PRIOR ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH OR IN CONFLICT WITH ANY OF THE PROVISIONS OF THIS ORDINANCE ARE HEREBY EXPRESSLY REPEALED TO THE EXTENT OF ANY SUCH INCONSISTENCY OR CONFLICT.

NO PARKING ZONE APPROVED: Scott Honeyfield with Parkhill, Smith and Cooper presented a request from the Borger Independent School District to create a no parking zone adjacent to school property on the north side of Tristram Street. Following discussion, motion was made by, Council Member Dickson, seconded by Council Member DeWeese, to approve the no parking zone as requested. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

INCENTIVE AGREEMENT AND PROMISSORY NOTE APPROVED: Dan Redd, Borger Economic Development Corporation, submitted an Incentive Agreement and Promissory Note between the BEDC and Provenance Consulting, LLC for the Council's consideration. Following discussion, motion was made by Council Member Spradling, seconded by Council Member Gillingham, to approve the Incentive Agreement and Promissory Note as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.
Nays: None.

DEMOLITION OF PROPERTY APPROVED: Director of Planning & Zoning Larry Mullenix submitted a recommendation from the Building Standards Commission for demolition

of structures at 316 E. Adams, Lot 3, Block 2, Isom Addition and 317 W. Grand, Lot 9-10, Block 21, Isom Addition. Following discussion, motion was made by, Council Member DeWeese, seconded by Council Member Gillingham, to approve the demolition of both properties. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

OPERATION FACELIFT APPROVED: Director of Planning and Zoning Larry Mullenix submitted an Operation Facelift Contract for the demolition of property at 806 N. Cedar, Lot 10, Block 10, Thompson Addition. Following discussion, motion was made by, Council Member Spradling, seconded by Council Member Gillingham, to approve the Operation Facelift Contract as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

OPERATION FACELIFT APPROVED: Director of Planning and Zoning Larry Mullenix submitted an Operation Facelift Contract for the demolition of property at 217 Oak, Lot 9, Block 7, Philview Addition. Following discussion, motion was made by, Council Member Gillingham, seconded by Council Member DeWeese, to approve the Operation Facelift Contract as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

OPERATION FACELIFT APPROVED: Director of Planning and Zoning Larry Mullenix submitted an Operation Facelift Contract for the demolition of property at 519 W. Coolidge, Lot 6, Block 30, Isom Addition. Following discussion, motion was made by, Council Member Spradling, seconded by Council Member Dickson, to approve the Operation Facelift Contract as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

OPERATION FACELIFT APPROVED: Director of Planning and Zoning Larry Mullenix submitted an Operation Facelift Contract for the demolition of property at 102 Elm, Lot 23, Block 2, Philview Addition. Following discussion, motion was made by, Council Member Dickson, seconded by Council Member DeWeese, to approve the Operation Facelift Contract as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

REQUEST FOR SPECIAL USE PERMIT RECEIVED - PUBLIC HEARING

SCHEDULED: Director of Planning & Zoning Larry Mullenix submitted a recommendation from the Planning & Zoning Commission for a Specific Use Permit allowing the installation of a manufactured home at 206 E. Adams, and requested the Council receive the recommendation and set a public hearing on same. Following discussion, motion was made by Council Member Spradling, seconded by Council Member Gillingham, to receive the recommendation and schedule a public hearing for 1:30 p.m., August 7, 2007 to allow for public comment. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

QUESTIONS AND COMMENTS FROM CITIZENS: Terry Gifford, 1120 Andress indicated that he and adjacent property owners received letters from the City concerning weeds and excessive growth on their property. Mr. Gifford indicated that he and some of the other property owners have corrected the problem; however, other property owners have not yet complied. Mr. Gifford further indicated that the ten day deadline specified in the letter has passed and requested help from the Council and the Code Enforcement Department to resolve this situation. Mayor Brain indicated to Mr. Gifford that he would speak with the Code Enforcement Department and let him know what was being done.

MEETING ADJOURNED: There being no further business, motion was made by Council Member DeWeese, seconded by Council Member Gillingham, to adjourn the meeting.

Mayor

ATTEST:

City Manager